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JAN 21 2014	
CLERK US DISTRICT COURT DISTRICT OF NEVADA	
BY: _____	DEPUTY _____

**UNITED STATES DISTRICT COURT  
DISTRICT OF NEVADA**

UNITED STATES OF AMERICA,

Plaintiff,

v.

NATHAN MITCHEL GONZALES,

Defendant.

2:13-CR-369-JCM-(PAL)

**PRELIMINARY ORDER OF FORFEITURE**

This Court finds that on January 21, 2014, defendant NATHAN MITCHEL GONZALES pled guilty to Counts One and Three of a Four-Count Criminal Indictment charging him in Count One with Felon in Possession of a Firearm in violation of Title 18, United States Code, Section 922(g)(1) and in Count Three with Possession of a Controlled Substance with Intent to Distribute in violation of Title 21, United States Code, Section 841(a)(1). Criminal Indictment, ECF No. 1; Change of Plea Minutes, ECF No. \_\_; Plea Agreement, ECF No. \_\_.

This Court finds defendant NATHAN MITCHEL GONZALES agreed to the forfeiture of the property set forth in the Plea Agreement and the Forfeiture Allegations of the Criminal Indictment. Criminal Indictment, ECF No. 1; Change of Plea Minutes, ECF No. \_\_; Plea Agreement, ECF No. \_\_.

This Court finds, pursuant to Fed. R. Crim. P. 32.2(b)(1) and (2), the United States of America has shown the requisite nexus between property set forth in the Plea Agreement and the Forfeiture

...

1 Allegations of the Criminal Indictment and the offenses to which defendant NATHAN MITCHEL  
2 GONZALES pled guilty.

3 The following assets are subject to forfeiture pursuant to Title 18, United States Code, Section  
4 924(d)(1) and Title 28, United States Code, Section 2461(c); Title 18, United States Code, Section  
5 924(d)(1), (2)(C), and (3)(B) and Title 28, United States Code, Section 2461(c); Title 21, United States  
6 Code, Section 853(a)(1); and Title 21, United States Code, Section 853(a)(2):

- 7 1. a Remington 12-gauge shotgun with an obliterated serial number; and
  - 8 2. any and all ammunition
- 9 (all of which constitutes "property").

10 This Court finds the United States of America is now entitled to, and should, reduce the  
11 aforementioned property to the possession of the United States of America.

12 NOW THEREFORE, IT IS HEREBY ORDERED, ADJUDGED, AND DECREED that the  
13 United States of America should seize the aforementioned property.

14 IT IS FURTHER ORDERED, ADJUDGED, AND DECREED all right, title, and interest of  
15 NATHAN MITCHEL GONZALES in the aforementioned property is forfeited and is vested in the  
16 United States of America and shall be safely held by the United States of America until further order  
17 of the Court.

18 IT IS FURTHER ORDERED, ADJUDGED, AND DECREED the United States of America  
19 shall publish for at least thirty (30) consecutive days on the official internet government forfeiture  
20 website, [www.forfeiture.gov](http://www.forfeiture.gov), notice of this Order, which shall describe the forfeited property, state the  
21 time under the applicable statute when a petition contesting the forfeiture must be filed, and state the  
22 name and contact information for the government attorney to be served with the petition, pursuant to  
23 Fed. R. Crim. P. 32.2(b)(6) and Title 21, United States Code, Section 853(n)(2).

24 IT IS FURTHER ORDERED, ADJUDGED, AND DECREED that any individual or entity  
25 who claims an interest in the aforementioned property must file a petition for a hearing to adjudicate  
26 the validity of the petitioner's alleged interest in the property, which petition shall be signed by the

1 petitioner under penalty of perjury pursuant to Title 21, United States Code, Section 853(n)(3) and  
2 Title 28, United States Code, Section 1746, and shall set forth the nature and extent of the petitioner's  
3 right, title, or interest in the forfeited property and any additional facts supporting the petitioner's  
4 petition and the relief sought.


5 IT IS FURTHER ORDERED, ADJUDGED, AND DECREED a petition, if any, must be filed  
6 with the Clerk of the Court, 333 Las Vegas Boulevard South, Las Vegas, Nevada 89101, no later than  
7 thirty (30) days after the notice is sent or, if direct notice was not sent, no later than sixty (60) days  
8 after the first day of the publication on the official internet government forfeiture site,  
9 [www.forfeiture.gov](http://www.forfeiture.gov).

10 IT IS FURTHER ORDERED, ADJUDGED, AND DECREED a copy of the petition, if any,  
11 shall be served upon the Asset Forfeiture Attorney of the United States Attorney's Office at the  
12 following address at the time of filing:

13 Michael A. Humphreys  
14 Assistant United States Attorney  
15 Daniel D. Hollingsworth  
16 Assistant United States Attorney  
17 Lloyd D. George United States Courthouse  
18 333 Las Vegas Boulevard South, Suite 5000  
19 Las Vegas, Nevada 89101.

20 IT IS FURTHER ORDERED, ADJUDGED, AND DECREED the notice described herein  
21 need not be published in the event a Declaration of Forfeiture is issued by the appropriate agency  
22 following publication of notice of seizure and intent to administratively forfeit the above-described  
23 property.

24 DATED this 20th day of Jan, 2014.

25   
26 UNITED STATES DISTRICT JUDGE